

defense, the lack of unfair prejudice to the opposing party, and exceptional circumstances. Dowell v. State Farm Fire and Cas. Auto Ins. Co., 993 F.2d 46, 48 (4th Cir. 1993). Once the moving party makes this initial showing, he or she must then satisfy one of the six subsections of Rule 60(b). Id. Relevant to this dispute is Rule 60(b)(6), which provides that the Court may relieve a party from final judgment for “any other reason that justifies relief.” Fed. R. Civ. P. 60(b)(6).¹ Rule 60(b)(6) is limited to extraordinary circumstances. Dowell, 993 F.2d at 48.

Here, Plaintiff has not demonstrated that he satisfies the threshold requirements of Rule 60(b). Moreover, even assuming that Plaintiff does satisfy these threshold requirements, his motion does not set forth extraordinary circumstances that warrant setting aside the stipulation of dismissal in this case. Accordingly, the Court **DENIES** Plaintiff’s Motion for Review of Case [# 18].

Signed: September 20, 2011

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Dennis L. Howell
United States Magistrate Judge



¹ The remaining subsections of Rule 60 are either barred by Rule 60(c)(1)’s one year limitations period for filing a motion or are not applicable to Plaintiff’s situation.